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PENNIE & EDMONDS LLP
1155 AVENUE OF THE AMERICAS
NEW YORK, NEW YORK 10036
Telephone: (212) 790-9090
Fax Nos: (212) 869-9741 (GI/GII/GIII)
(212) 869-8864 (GIII)

TO: Assistant Commissioner for Patents Attention: Office of Initial Patent
Examination's Customer Service Center

FAX NO.: (703) 746-9195

DATE: May 16, 2002 FROM: Geraldine F. Baldwin

PAGES: 12 including cover page) OUR REF.: 7969-088-999

PATENT APPLICATION OF: TIAN *et al.*

SERIAL NO.: 09/732,091 ART UNIT: 1645

FILING DATE: December 7, 2000 EXAMINER: to be assigned

FOR: *HELICOBACTER* PROTEINS, GENE
SEQUENCES AND USES THEREOF

Attachments

Sir:

Attached is a copy of a Request for Correction of Official Filing Receipt and accompanying documents, submitted to the United States Patent and Trademark Office on March 30, 2001, in connection with the above-mentioned application. Recent communications received in connection with a PCT application corresponding to the above-mentioned application indicated that the error had not yet been corrected.

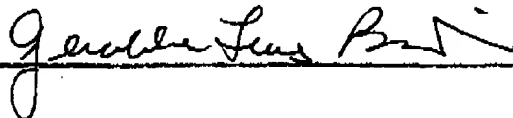
During a telephone inquiry to the P.T.O., a Mrs. Ivey disclosed a new system specifically for submission of a Request for Correction of Official Filing Receipt by telefacsimile, and provided the above-mentioned telefacsimile number. In accord with the instructions of Mrs. Ivey, the previously filed Request for Correction of Official Filing Receipt and accompanying documents are being resubmitted herewith.

If you have any problems with your reception, please telephone Joseph Cahill at
(212) 790-2907.

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being filed with the United States Patent and Trademark Office by facsimile transmission on May 16, 2002 to facsimile telephone number 1-703-746-9195.

Geraldine F. Baldwin



31,232
(Reg. No.)

NY2 - 1317021.1

Express Mail No.: EL 501 638 257 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Tian et al.

Application No.: 09/732,091

Group Art Unit: 1645

Filed: December 7, 2000

Examiner: To Be Assigned

For: **HELICOBACTER PROTEINS,
GENE SEQUENCES AND USES
THEREOF**

Attorney Docket No.: 7969-088-999

REQUEST FOR CORRECTION OF OFFICIAL FILING RECEIPT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Enclosed please find the original and one copy of the Official Filing Receipt for the above-captioned application. Please note the error where highlighted on the copy in the "Filing Date" section. Specifically, this application was filed on December 7, 2000 and not December 6, 2000. Enclosed herewith is a copy of:

- (1) a returned yellow post-card receipt as originally filed with the present application dated December 7, 2000, bearing Express Mail No. EL-501 635 975-US stamped received by the U.S. Patent and Trademark Office; and
- (2) a copy of the Express Mail Receipt No. EM-501 635 975-US stamped December 7, 2000 by the U.S. Postal Service; and

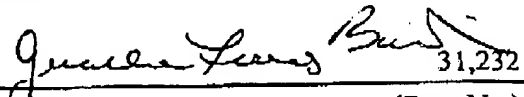
This application correctly set forth the filing date of the application, *i.e.*, December 7, 2000.

NY2-1185411.1

Applicants request a corrected Filing Receipt that accurately reflects the Filing Date of December 7, 2000. Since this error in the Filing Receipt is on the part of the United States Patent and Trademark Office, it is believed no fee should be charged to Applicants for correction of the Filing Receipt. However, if any fee is required, please charge the necessary fee to Pennie & Edmonds LLP Deposit Account No. 16-1150.

Respectfully submitted,

Date March 30, 2001


Geraldine F. Baldwin (Reg. No.) 31,232
PENNIE & EDMONDS LLP
1155 Avenue of the Americas
New York, New York 10036-2711
(212) 790-9090

Enclosure



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/732,091 ✓	12/06/2000	1645 ✓	3018	7969-088-999 ✓	11	78	8

CONFIRMATION NO. 3097

20583
PENNIE AND EDMONDS
1155 AVENUE OF THE AMERICAS
NEW YORK, NY 100362711

FILING RECEIPT



OC000000005881841

1725

Date Mailed: 03/20/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Jing-Hui Tian, Rockville, MD;
Richard I Walker, Gaithersburg, MD;
W. James Jackson, Marriottsville, MD; ✓

Continuing Data as Claimed by Applicant

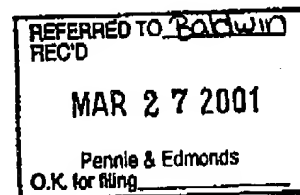
Foreign Applications

If Required, Foreign Filing License Granted 03/09/2001

Projected Publication Date: 06/06/2002

Non-Publication Request: No

Early Publication Request: No



Title

Helicobacter proteins, gene sequences and uses thereof ✓

Preliminary Class

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 36 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

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PLEASE NOTE the following information about the Filing Receipt:

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 600 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Expre. Mail No.: EL 501 635 975 US
Date Mailed: December 7, 2000
Application No.: To Be Assigned Filed: December 7, 2000
Applicant(s): Tian et al.
For: HELICOBACTER PROTEINS, GENE SEQUENCES AND USES THEREOF

THE STAMP OF THE PATENT OFFICE HEREON MAY BE TAKEN AS AN
ACKNOWLEDGMENT OF THE DATE STAMPED OF THE FOLLOWING:

- (X) Utility Patent Application Transmittal;
- (X) Patent Application Fee Transmittal (with fee);
- (X) Patent Application:
 - 88 pages of specification (including abstract, plus 3 pages of Table of Contents;
 - 78 claims; 11 sheets of 10 figures;
- (X) Declaration of Inventors (executed);
- (X) Power of Attorney by Assignee and Exclusion of Inventors (executed);
- (X) Transmittal of Sequence Listing with computer-readable copy and paper copy;
- (X) Information Disclosure Statement;
- (X) List of References Cited (PTO Form 1449);
- (X) Copy of References AA-AH; and
- (X) Recordation Form Cover Sheet (with fee) and executed Assignment by Inventors.

File No.: 7969-088-999

Sender: GFB



Assistant Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, DC 20231

EL501635975US

DATE: 12/7/00THE EXPRESS MAIL NUMBER OF THE DAY IS: EL 501 635 975 USTHE PERSON TAKING EXPRESS MAIL
TO THE POST OFFICE IS: ANTHONY ALI

EXPRESS MAIL CERTIFICATION

"Express Mail" label No. EM 501 635 975 US Date of Deposit
12/7/00 I hereby certify that the below-listed papers or fees
were inserted into a package that was addressed to the
Assistant
Commissioner For Patents, Washington, D.C. 20231 and was
deposited by me with the United States Postal Service "Express
Mail Post Office Addressee" service under 37 C.F.R. 1.10 on
the date indicated above.

Signature Date: 12/7/00